Single Bench

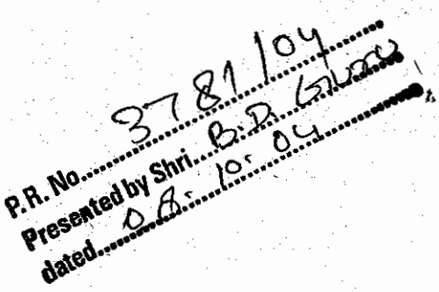
cf 1001

(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. NO. 3784/2004

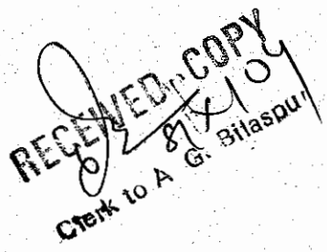
PETITIONER : Smt. Kamla Lakda W/o. Shri Deo Lal Bhagat,aged about 34 years Presently posted as Hostel Superintendent Kanya Ashram, Sanna Block Bagicha District Jashpur (C.G.)



VERSUS

RESPONDENTS :

1. State of Chhattisgarh Through the Secretary Tribal Welfare Department Department D.K.S. Bhawan, Raipur (C.G.)



2. Assistant Commissioner Tribal Welfare Department Jashpur (CG).

3. The Collector (Tribal Welfare Section) Jashpur, District Jashpur (CG)

4. Smt. Prasanna Sakha, Assistant Teacher, Primary School Sarna Toli, Block Bagicha,District Jashpur (CG)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

(19)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P.No. 3784/2004

मामला क्रमांक ..... **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

02.11.2004

Shri H.S. Patel, counsel for the petitioner.

Shri Satish Gupta, Dy. Govt. Advocate for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. He further submits that the petitioner has been transferred on 17.09.2004 against the transfer policy. He also submits that only to accommodate the respondent No.4, the petitioner has been transferred. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising her grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within six weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

GLPRJ—FS/78 —9/2000 —50,000.

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XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. No. 3784/2004 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
Vatti	Counsel for the petitioner also submits that the petitioner has not been relieved so far. He prays for stay of transfer order. In view of the facts and circumstances of the case, it is directed that if the petitioner is not relieved, she be allowed to continue till the representation is decided. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No. 4198/2004 also stands disposed of. Certified copy as per rules. Sd/- Fakhruddin Judge	